

MuckRock News
DEPT MR 76455
411A Highland Ave
Somerville, MA 02144-2516
76455-04905154@requests.muckrock.com

PRA APPEAL

Santa Ana Police Department
PRA Appeal
60 Civic Center Plaza
Santa Ana, CA 92701

July 24, 2019

This is a follow up to a previous request:

To Whom It May Concern:

I am appealing my records request that was sent on July 11, 2019 relating to the Santa Ana Police Department's use and solicitation of facial recognition software. I do not believe that a reasonable search was conducted with regard to my request and would like for the search to be run again.

As stated in my last email, I am also looking for any communication regarding the potential implementation of facial recognition software. This includes any unsolicited proposals or marketing material from facial recognition companies to the Santa Ana Police Department.

Thank you in advance for your anticipated cooperation in this matter.

Sincerely,
Freddy Martinez

Filed via MuckRock.com
E-mail (Preferred): 76455-04905154@requests.muckrock.com

For mailed responses, please address (see note):
MuckRock News
DEPT MR 76455
411A Highland Ave
Somerville, MA 02144-2516

PLEASE NOTE: This request is not filed by a MuckRock staff member, but is being sent through MuckRock by the above in order to better track, share, and manage public records requests. Also note that improperly addressed (i.e., with the requester's name rather than "MuckRock News" and the department number) requests might be returned as undeliverable.

On July 22, 2019:
Subject: PRA Response
Good Afternoon Mr. Martinez,

MuckRock News
DEPT MR 76455
411A Highland Ave
Somerville, MA 02144-2516
76455-04905154@requests.muckrock.com

Please see attached response to your Request for Public Records. Thank you.

Respectfully,

ELIZABETH PLOTNIK
Executive Assistant to Chief Valentin
Office of the Chief of Police | Santa Ana Police Department
Eplotnik@santa-ana.org<mailto:Eplotnik@santa-ana.org> | (714) 245-8003
[2]<<https://www.santa-ana.org/150>>[1]<<https://www.santa-ana.org/2020Census>>
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On July 11, 2019:

Subject: Public Records Request Acknowledgement

= RECEIPT ACKNOWLEDGEMENT =

We are in receipt of your Public Records Request. Your request will be processed in compliance with the Public Records Act (California Gov. Code §6250 et seq.).

The Clerk's Office will forward to appropriate department for processing and will contact you within 10 calendar days from the date the request is received.

Clerk of the Council Office, City of Santa Ana

http://www.santa-ana.org/coc/public_records_request.asp
(http://www.santa-ana.org/coc/public_records_request.asp)

On July 2, 2019:

Subject: California Public Records Act Request: Facial Recognition - Santa Ana (CA)

To Whom It May Concern:

Pursuant to the California Public Records Act, I hereby request the following records:

Records and materials related to the solicitation, acquisition, and use of face recognition technology and related software and services.

This software or services may be provided by Rekognition, Face++, and FaceFirst; this request is applicable to these and any other company providing facial recognition services under consideration or contract with this agency.

Responsive materials include but are not limited to:

- Agreements: contracts (including non-disclosure agreements), licensing agreements, nondisclosure agreements
- Bid records: Requests For Proposal (or equivalent calls for bids), sole source or limited source justification and approval documentation, documentation of selection, and other materials generated in the consideration and selection of the technology in question

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- Company relations and communications: records related to meetings or follow-up actions with any vendors, companies, or other private entities marketing face recognition to this agency for immigration, intelligence, law enforcement, or other use.
- Financial records: purchase orders, invoices, and other memoranda and documentation.
- Marketing records: All marketing materials - unsolicited, requested, or otherwise - acquired from vendors of face recognition technology
- Policy records: any policy directives, guidance documents, memoranda, training materials, or similar records governing the use of face recognition technology for immigration, law enforcement, or other purposes. Any memoranda of understanding between this agency and other agencies to share data, access remote systems or other forms of information sharing with external agencies.
- Training records: training material governing the use, sharing, or access to any related data related to or collected by the face recognition software/technology, including the legal standard that is required before using the technology. Documents, should they exist, about training for bias in the use of facial recognition technology.
- Use and function records: Materials that describe the function of the software considered or in use by this agency, including emails, handouts, PowerPoint presentations, advertisements, or specification documents.
- Data: Documents sufficient to describe the source of photos for facial recognition which may include your agency booking photos, other agency booking photos as well as DMV photos. Documents sufficient to show the number of photos in your facial recognition database. Documents that describe the data retention policy of your agency for facial recognition. Documents describing where your agencies use facial recognition technology including at county jails, on body worn cameras, fixed surveillance cameras etc.

Please limit the search to records produced from January 1, 2017 - present. Please include in your search as responsive records: communications, memorandums, background papers, meeting minutes, email exchanges, or presentation materials. If your office has questions about this request, please feel free to direct them to the address associated with this request or call the MuckRock office at 617-299-1832.

The requested documents will be made available to the general public, and this request is not being made for commercial purposes.

In the event that there are fees, I would be grateful if you would inform me of the total charges in advance of fulfilling my request. I would prefer the request filled electronically, by e-mail attachment if available or CD-ROM if not.

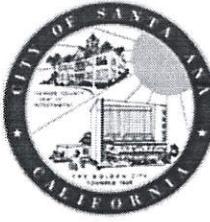
Thank you in advance for your anticipated cooperation in this matter. I look forward to receiving your response to this request within 10 calendar days, as the statute requires.

Sincerely,

Freddy Martinez

Filed via MuckRock.com
E-mail (Preferred): 76455-04905154@requests.muckrock.com

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Vicente Sarmiento
Jose Solorio



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CITY ATTORNEY
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Daisy Gomez

CITY OF SANTA ANA SANTA ANA POLICE DEPARTMENT

60 Civic Center Plaza • P.O. Box 1988
Santa Ana, California 92702
www.santa-ana.org/pd

July 18, 2019

VIA EMAIL TO 76455-04905154@requests.muckrock.com

Freddy Martinez
MuckRock News, DEPT MR
76455 411A Highland Ave
Somerville, MA 02144

RE: Request for Public Record Dated July 11, 2019

Dear Mr. Martinez,

The City of Santa Ana ("City") is in receipt of your request for Public Records dated July 11, 2019 wherein you requested, "records and materials related to the solicitation, acquisition, and use of face recognition technology and related software and services".

This letter shall serve as notification of the City's compliance with your request for public records, pursuant to the California Government Code § 6250 et seq. We have found no responsive records and materials related to the solicitation, acquisition, and use of face recognition technology and related software and services.

Should you have any questions, kindly contact me at 714-245-8003.

Sincerely,

DAVID VALENTIN
Chief of Police

A handwritten signature of David Valentin in black ink.

ENRIQUE ESPARZA
Deputy Chief

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SANTA ANA CITY COUNCIL

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